



Memorandum

Subject Authority for DEA Registration (DFN: 601-04-D1)	Date AUG 30 2007
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To

Demetra Ashley
Diversion Program Manager
Chicago Field Division

From

Richard A. Boyd
Richard A. Boyd, Chief
Registration and Program Support Section
Office of Diversion Control

The purpose of this memo is to provide you with updated information regarding Physician Assistants (PA) in Indiana.

A review by the Office of Chief Counsel has determined that Indiana law is consistent with the issuance of a restricted DEA registration to properly certified Indiana Physician Assistants to prescribe, dispense, administer, and procure controlled substances in Schedules III through V.

Please convey this information to the appropriate Indiana State authorities.

Attachment

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SEP 10 2007

Indiana Professional
Licensing Agency



Memorandum

Subject

Indiana Physician Assistants: Controlled Substance Authority
(DFN: 301-01)

Date

AUG 17 2007

To

Richard A. Boyd, Chief
Registration and Program Support Section
Office of Diversion Control

From Robert C. Gleason

Robert C. Gleason
Deputy Chief Counsel
Office of Chief Counsel

This responds to your memorandum dated July 17, 2007, in which you requested a legal opinion regarding whether Indiana Physician Assistants have the authority to prescribe, dispense, and administer controlled substances in Schedules III - V. Subject to the limitations and specifics set forth below, we conclude that Indiana law authorizes DEA to issue restricted registrations to Indiana Physician Assistants.

According to Indiana Code 25-27.5-5-4, Section 4(a), generally, "a physician assistant may prescribe, dispense, and administer drugs . . . to the extent delegated by the supervising physician." For controlled substances, Indiana Physician Assistants are authorized to prescribe, dispense, and administer drugs in Schedules III - V; however, they may not prescribe more than one dose of any controlled substance that contains oxycodone. *Id.* § 4(c). In addition, Indiana Physician Assistants may procure samples of drugs that are within their delegated prescribing authority. *Id.* § 4(d). Therefore, we conclude that a properly certified Indiana Physician Assistant may be issued a restricted DEA registration to prescribe, dispense, administer, and procure controlled substances in Schedules III - V. This office recommends that the Office of Diversion Control ensure that Indiana Physician Assistants seeking DEA registrations are aware that they must satisfy the strict conditions set forth in the Indiana law in order for their DEA registrations to be used in prescribing controlled substances.

If you have any questions or concerns, please contact Ann Boehm at 202-307-8089.

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